

## NON-DRILLING MEMORANDUM OF OIL AND GAS LEASE

West Virginia

The undersigned Douglas F. Clark and Lisa J. Clark, his wife  
 of RR 1 BOX 190E Glen Easton West Virginia, 26039 as Lessor  
 and TriEnergy Holdings, LLC, P.O. Box 89, Sewickley, PA 15143, as Lessee, entered into an Oil and  
 Gas Lease as of the 20<sup>th</sup> day of October, 2010. Said lease covers all that certain tract of land situate in the  
 District of Cameron, in Marshall County, State of West Virginia, bounded and described  
 generally as follows:

On the North by: n/f:

On the East by: n/f:

On the South by: n/f:

On the West by: n/f:

Tax Parcel No: 3-11A-62 and 3-11A-63

Containing .61 acres, more or less, being the same land conveyed by \_\_\_\_\_  
 and recorded in the records of  
 said county in Book 0573 and 634, Page 0146 and 518.

Under the terms of the aforesaid lease, the said property was leased by Lessor to Lessee for a term of Five (5) years from the date thereof and so long thereafter as oil or gas are produced from said land in  
 paying quantities or the lease is otherwise maintained pursuant to the provisions thereof.

Under the terms of said lease, the Lessee has a first option to renew the lease for a further like term,  
 which option must be exercised within sixty (60) days of the expiration of the initial primary term of said  
 lease.

Dated: October 20, 2010.

WITNESS:

\_\_\_\_\_

Jan Pest  
 MARSHALL County 11:36:00 AM  
 Instrument No 1298381  
 Date Recorded 01/13/2011  
 Document Type O&G  
 Pages Recorded 2  
 Book-Page 720-192  
 Recording Fee \$5.00  
 Additional \$6.00

LESSOR:

[Signature] (SEAL)  
 Douglas F. Clark

[Signature] (SEAL)  
 Lisa J. Clark

Approved by:

Joseph E. Bojalad, PresidentTriEnergy Holdings, LLC

State of West Virginia )  
 )  
 County of Marshall )

SS:

On the 20 day of October in the year 2010, before me, the undersigned, a  
 Notary Public in and for said state, personally appeared Douglas F. Clark and Lisa J. Clark, his wife.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

My Commission Expires: 8-14-16

[Signature]  
 Notary Public

State/Commonwealth of



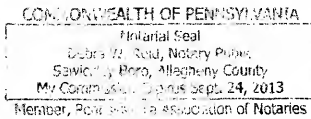
**CORPORATION**State/Commonwealth of: PENNSYLVANIACounty of: Allegheny SS:

Before me a Notary Public in and for said county and state personally appeared: Joseph E. Bojalad, the President of TriEnergy Holdings, LLC, the above named corporation, who acknowledged to me that they did execute the foregoing instrument for and on behalf of said corporation, pursuant to authority so to do of said corporation and that the same is the free act and deed of said corporation and of themselves as such officers, for the uses and purposes therein set forth.

In Testimony Whereof, I have hereunto set my hand and affixed my official seal at Swickley, PA this 5th day of January, 2011.

My Commission expires: 9/24/2013

Debra W. Reid  
Notary Public



STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 20th day of October, 2010, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 13th day of January, 2011 at 11:36 o'clock A.M.

TESTE: Jan Pest Clerk.